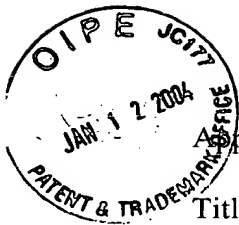RCE/3616

Atty. Dkt. No. 040679-1246

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Masaomi TAKAGI et al.

Title: ALUMINUM HOLLOW
BENT MEMBER AND
VEHICULAR MEMBER
CONSTRUCTION

Appl. No.: 09/826,804

Appl. Filing Date: 04/06/2001

Examiner: E. Culbreth

Art Unit: 3616

RECEIVED

JAN 1 6 2004

GROUP 3600

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Mail Stop RCE
Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. This RCE and the enclosed items listed below are being filed prior to the earliest of: (1) payment of the issue fee (unless a petition under 37 C.F.R. § 1.313 is granted); (2) abandonment of the application; or (3) the filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. §141, or the commencement of a civil action under 35 U.S.C. §145 or §146 (unless the appeal or civil action is terminated).

1. Submission **required** under 37 C.F.R. §1.114: (check items that apply)

   a. Previously submitted:

   [ ]   Please enter and consider the amendment/reply previously filed on __.

   [ ]   Please consider the Affidavit(s)/Declaration(s) previously filed on __ but not considered.

-1-

[ ]   Please consider the arguments in the Appeal Brief or Reply Brief under 37 C.F.R. § 1.116 previously filed on __.

[ ]   Other __.

b. Enclosed are:

[X]   Amendment/Reply.

[ ]   Affidavit(s)/Declaration(s).

[ ]   Information Disclosure Statement.

[ ]   Form PTO-1449 with copies of ___ listed reference(s).

[X]   3-replacement sheets of formal drawings containing Figs. 2, 3, 4, 7, 8, 9, 11, 12 and 13 attached as Appendix A

Miscellaneous:

[ ]   Suspension of action of the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of __ months.

The filing fee is calculated below:

	Claims as Amended		Previously Paid For		Extra Claims Present		Rate		Fee Totals
RCE Fee 1.17(e):							$770.00	=	$770.00
Total Claims:	23	-	20	=	3	x	$18.00	=	$54.00
Independents	6	-	8	=	0	x	$86.00	=	$0.00
First presentation of any Multiple Dependent Claims:						+	$290.00	=	$0.00
					CLAIMS FEE TOTAL:			=	$824.00

[X]   Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

[X]	Extension for response filed within the first month:	$110.00	1	$110.00
[ ]	Extension for response filed within the second month:	$420.00		$0.00
[ ]	Extension for response filed within the third month:	$950.00		$0.00
[ ]	Extension for response filed within the fourth month:	$1,480.00		$0.00
[ ]	Extension for response filed within the fifth month:	$2,010.00		$0.00
	EXTENSION FEE SUBTOTAL:			$110.00
	EXTENSION FEE ALREADY PAID:	-		$0.00
	EXTENSION FEE TOTAL			$110.00
	CLAIMS AND EXTENSION FEE TOTAL:			$934.00
[ ]	Small Entity Fees Apply (subtract ½ of above):			$0.00
[ ]	Suspension of action requested under 37 C.F.R. § 1.103(c)			$0.00
	TOTAL FEE:			$934.00

[ ]   Please charge Deposit Account No. 19-0741 in the amount of $934.00. A duplicate copy of this transmittal is enclosed.

[X]   A check in the amount of $934.00 to cover the filing fee (of $770, additional claim fee of $54, and a 1-month EOT of $110) is enclosed.

[X]   The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date _Jan 12, 2004_

By _____

FOLEY & LARDNER

Martin J. Cosenza

Customer Number: 22428

Attorney for Applicant

Telephone: (202) 295-4747

Registration No. 48,892

Facsimile: (202) 672-5399